

## For Internal Discussion Only

Oregon CWA Program Brainstorm, Updated 11/26/14

**Attendees:** Dave Croxton, Karen Burgess, Rochelle Labiosa, Jill Fullagar, Martha Turvey, Jayne Carlin, Claire Schary, Jenny Wu

### Goals:

- To share information among Oregon CWA coordinators on program priorities, interactions with Oregon DEQ.
- To give information to Dan and Christine on high priority areas in Oregon from the staff perspective.
- Strengthen Office-wide strategy in working with Oregon to move CWA programs forward strategically by:
  - Discussing and deciding on high priority areas to work closely with Oregon DEQ in the upcoming year;
  - Discuss where the Office wants to dedicate resources for Oregon CWA programs in the upcoming year to support high priority areas.

**Background:** EPA Coordinators Oregon Clean Water Act programs met in October 2014 to discuss high priority work particularly those involving challenges with Oregon's programs. Programs included 303(d) Integrated Report (Jill Fullagar), WQS (Rochelle Labiosa), TMDLs (Jenny Wu), NPDES (Karen Burgess), 319 (Martha Turvey), Oregon CZARA (Jayne Carlin), and water quality trading (Claire Schary). The group met because Oregon CWA Coordinators realized that different conversations were occurring in multiple programs with the same senior DEQ management, where EPA was expressing dissatisfaction with the State's programs. The coordinators thought it was important to meet to share information with each other and work with Dan and Christine on priority areas for Oregon in the upcoming year with the State.

**Summary:** Below are different programs with a description of significant activities in each program. It focuses on high priority activities and/or areas of contention with the State. It also includes a ranking of the State's core CWA programs and EPA resources to address challenges in Oregon's programs.

# Non-Responsive

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**CZARA** – EPA and NOAA filed a Federal Register notice with an intent to disapprove Oregon’s coastal nonpoint source program in December 2013 as part of a Settlement Agreement with NWEA. The disapproval is linked to the State not completing the Midcoast TMDL and also to having gaps in their forestry program on riparian buffers, landslides, roads, and pesticide spray buffers. This would be the first of its kind in the country and has received significant attention from the Governor’s Office, state legislature, and congressional delegation. A CZARA disapproval results in a 30% penalty to 319 funds and a 30% penalty to Coastal Zone Management Area (CZMA) funds that Department of Land Conservation and Development (DLCD).

*State lagging behind EPA expectations-core program:* **High**

*Level of additional resources needed:* **Medium-High**

## **Ex. 5 - Deliberative**

*EPA Staff:* Jayne Carlin, Alan Henning, Jenny Wu, Jennifer Byrne, Others for Subgroups

# Non-Responsive

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